

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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JOSE DECASTRO,

Plaintiff,

v.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, *et al.*,

Defendants.

Case No. 2:23-cv-00580-APG-EJY

ORDER

Pending before the Court is Plaintiff's Motion for Extension of Time to File Rule 59(e) Motion Regarding ECF No. 45. ECF No. 46. As an initial matter, the Court clarifies there is **no stay** of discovery in this matter. A stay of discovery was granted only so long as the Motion to Dismiss was pending. The Motion to Dismiss was decided on October 23, 2023 (ECF No. 44) thereby automatically lifting the stay of discovery. Consistent with the Court's Order resolving the Motion to Dismiss, Plaintiff has through and including November 22, 2023 to file an amended complaint. *Id.*

With respect to discovery, given the decision on the Motion to Dismiss, the parties had fourteen (14) days (November 6, 2023) to meet and confer regarding a proposed discovery plan and scheduling order. ECF No. 35. The parties have twenty-one (21) days to file a revised proposed discovery plan and scheduling order (November 13, 2023). If the parties cannot agree on a revised discovery plan and scheduling order, each party (Plaintiff and Defendant) **must** file their own proposed discovery plan and scheduling order by November 13, 2023. **These requirements and dates remain in effect.**

With respect to the Court's Minute Order at ECF No. 45, filed on October 24, 2023, this was not a dispositive order. That said, to the extent Plaintiff, who is proceeding *pro se*, was unsure whether he could proceed with motion practice related to that Order, the Court grants him through and including **November 27, 2023** to file whatever it is he seeks to file.

